

## THE GAZETTE.

SATURDAY EVENING, JULY 14.

## DECISION OF JUDGE SHEFFEY.

When was Slavery Abolished in Virginia?—that was the effect of Lincoln's Proclamation of July 1st 1863—when did the Alexandria Constitution go into effect.

These important questions have been answered recently in an able opinion of Judge Sheffey, in a case arising in the Circuit Court of Nelson county. The plaintiff on the 11th day of March, 1865, exchanged a negro girl as a slave, with the defendant, for half of a portable saw mill. The girl remained with the plaintiff by defendant's request, until after the military power of the Federal forces was extended permanently over the Plaintiff's residence, when she left as a free woman.

The plaintiff having sued the defendant for his half of the mill, the defendant claimed among other defenses that,

First, The girl was set free by the proclamation of President Lincoln, on the 1st of January, 1863, and consequently there was no consideration for the contract.

Secondly, If that was not the case, yet, as slavery was abolished in Virginia, by the Alexandria Constitution, on the 7th of April, 1864, the negro was free and formed no consideration for the contract.

Judge Sheffey overruled both of the pleas, and in his decision of the case proceeded to say that the proclamation of Lincoln was not justified by the Constitution of the United States, nor by his position as commander-in-chief of the army, and was consequently a mere *brutum fulmen*, and is understood to have been so supposed by Lincoln himself. He, therefore, declares that the negro was not emancipated by the action of Mr. Lincoln's proclamation. She was then still a slave up to the 7th of April, 1864, at which time the Alexandria caucus got up a constitution, abolishing slavery in this State.

As to the second point, after fully discussing the whole subject fairly, the Judge decides that the Alexandria Constitution had no effect in that portion of the State under control of the government at Richmond, at least, until the surrender, say the 10th of April, 1865, and that the girl was a slave up to that date.

In the summing up his opinion, he says, "that the government of Virginia, seated in Richmond, was to say the least, a *de facto* government; that the citizens of Virginia, subject to its power, were bound by its laws; that the contracts and acts of subjects of that government *inter se*, must be construed and enforced in a friendly forum, according to the laws of the *de facto* government, and not according to new and adverse enactments of even a *de jure* government, passed whilst out of the possession of the sovereignty and *de facto* power, such enactments being inoperative in contemplation of law, until they can be enforced, and thenceforward prospectively only."

"And that until the 10th of April, 1865, the constitution of 1851, and the laws made in pursuance thereof, whether by *de jure* government prior to 1861, or the *de facto* government subsequently, constitute the law of the State, and are binding on all subjects of the State."

If the civil was filed by the proclamation of the 1st of January, 1863, of course she would be entitled to sue for her wage from that time, as well as for her false imprisonment, and if she was classified at any time subsequent to the 1st of January, 1863, might prosecute for assault and battery.

HIGHEST PRICE EVER PAID FOR TOBACCO. We understand that a hoghead of tobacco, exhibited by our enterprising townsman, Mr. John W. Stone, at the National Tobacco Fair in Cincinnati, yesterday, was awarded the first premium in the first class, and was then sold for the extraordinary and unprecedented price of \$900 per hundred pounds. The hoghead weighed 570 lbs. nett. This is the highest price ever paid for leaf tobacco in the world and shows that Virginia tobacco, now, as heretofore, cannot be competed with by that of any State in the Union, or of any country in the world. The premium, we understand, is a fine silver vase, valued at \$150.—*Fredericksburg News*

WILLIAM S. MOORE.

MACHINIST. Corner Royal & Wilkes Sts. No. 65, Union St. ALEXANDRIA, VIRGINIA. Is prepared to execute orders for STEAM ENGINES, MILL GEARING, ORNAMENTAL TURNING, and MACHINE WORK of every description.

CASTINGS made at short notice, and on reasonable terms. je 25-6m

NEW CROP TURNIP SEED, consisting of White Flat Dutch, Red Top, Ruta Baga, Yellow Aberdeen, Golden Ball, also on hand Cucumber Seed, Mangos, Refugee Beans, Small Chickens, Large Ball Peas, Large Ball Peas, for pickling. HENRY COOK, je 25-6m 23 and 224 King street.

FRESH CONGRESS WATER.

Received and for sale at HENRY COOK'S DRUG STORES, je 7-11 39 and 224 King street.

WAGONS, HARNESSES, FIFTH CHAINS, &c., &c., for sale by KNOX & SMITH, mar 30-11 No. 23, King street.

WINDOW GLASS AND PUTTY.—A full supply of French and American WINDOW GLASS, just received and for sale at the lowest rates. HENRY COOK, jan 31-11 39, King street.

GOLDEN GROUND COFFEE.

COFFEE roasted and ground weekly, and for sale wholesale and retail, at prices to suit, by J. C. MILBURN, mh 14-11

20 BOXES SHAKERS' GARDEN SEED—nearly put up in boxes for retailers, received and for sale by HENRY COOK, feb 28-11 39, King street.

F. WESTWOOD ASHBY has been appointed Local Agent for the FIRE INSURANCE COMPANY of Alexandria, to solicit and receive applications for insurance. He may be found at the store of E. J. Miller, No. 65, King St., Alexandria. my 25-11

G. SWAINE. Invites the attention of the trade to his large and well selected stock of FAMILY GROCERIES.

WINE and LIQUORS. my 15-11

DAILED HAY, in quantities to suit; also, 25 Corn, Oats, Bran, Middlings, and other feed, on hand and for sale by GEO. E. WHITE, mar 16-11 89 and 91 Cameron street.

OILS.—Coal Oil, Raw and Boiled Linseed Oil, Sperm Oil, Lard Oil, Whale Oil, Machine Oil (very fine) Tanners Oil, Neatsfoot Oil, &c., &c., Turpentine and Benzine, just received and for sale by J. C. MILBURN, je 30-11 89 and 91, Cameron street.

PRIME WHITE SILVER SKIN ONION SEEDS, just received and for sale by J. C. MILBURN, feb 28-11 145 King Street.

BUTTER.—A choice article of Butter, received to-day and for sale by J. C. MILBURN, mar 30-11 Opposite the Market.

SUGAR CURED HAMS.—Sugar cured can of Hams, weighing from 7 to 14 lbs, received and for sale by J. C. MILBURN, je 10-11 Opposite the Market.

Wool.—The high market price paid for wool by (say 30-11) H. WHEAT.

## Dry Goods, &amp;c.

CHARLES W. GREEN, DEALER IN

FOREIGN & DOMESTIC FANCY GOODS, NOTIONS, DRY GOODS, DRESS TRIMMINGS, LADIES' FURNISHING GOODS, WHITE GOODS, GENTS' FURNISHING GOODS, OIL CLOTHS, &c., &c.

AGENT FOR

WHEELER &amp; WILSON'S

SEWING MACHINES.

Would respectfully solicit an examination of stock.

No. 19, NORTH FAIRFAX STREET,

IN MANSION HOUSE BUILDING,

mar 3-11

MRS. C. L. SIMPSON,

FASHIONABLE MILLINER,

No. 9, SOUTH COLUMBUS STREET.

Having just returned from New York, she is now prepared to offer to the ladies of Alexandria, a cheaper, and finer assortment of

RIBBONS, FLOWERS, SILKS, AND CRAPES,

than she has ever offered before. Also, all the different styles of STRAW GOODS, including the CHIFFES, which are very beautiful—to all of which she would call your earliest attention.

Particular attention will be paid to Altering, Bleaching, Dyeing, and Pressing Straw Bonnets and Hats. mar 30-11

SUMMER GARDEN.

Having leased the establishment heretofore known as the Summer Garden, No. 182, King street, 3d door west of Washington street, I would beg leave to introduce myself to the citizens of Alexandria, and also to the travelling community, as a caterer for the strictest epurates.

The Garden being a pleasant resort, within reach of all, an order noted, as far as my part, to keep up to keep in the strictest order, so that their shall be nothing to mar the pleasure of my guests.

The larder will always be filled with the best of the market affords—furnished at a fair living price.

My arrangements are such that I will always have on hand, Fresh Oysters—steamed, Roasted, Fried or Raw; Soft, Develled and Hard Crabs; Clam Soup, Chowder, Steamed, and in every style.

The Soda Fountain will be supplied with all the best Syrups kept in No. 1. Balcon.

Ice Cream of the best quality, always kept on hand. In fact, I propose to be a first class establishment or none.

N. B.—All I ask is a fair trial, feeling perfectly confident I will give satisfaction to all who may favor me with a call. WM. H. SMITH, je 28-11

CLOSING PRICES OF SUMMER DRESS GOODS.

In order to give our customers each season in the latest styles of DRESS GOODS, that the market affords, we have gone through our entire stock of summer goods and marked all down in plain figures, at an immense reduction in former prices, in some cases one-half the prices they have been some months since, we have a careful examination of our entire stock of Dry Goods, as well as Mourning Goods, Flashes, Lamps and French Lace Points and Rotonde Grenadine Shawls, &amp;c.

We have now in store a first-rate stock of Domestic Goods, Housekeeping Goods, Irish and Table Linens and White Goods, Hosiery, Gloves, Mitts, in every variety. Forty dozen best makes of Ho-p Skirts, Hamburg Swiss Thread, Valenciennes, Edging, and insertings, &amp;c.

All of which we will sell at very low prices. M. TAYLOR &amp; CO., No. 42, Centre Market Space, Washington, D. C. je 26-11

SPOKES WANTED.

WHITE OAK AND HICKORY SPOKES in the rough, for which the highest market price will be paid. The sizes required are as follows:

Oak Spokes, 2 inch. 1 1/2 28

Hickory Spokes, 1 1/2 28

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## GAS AND STEAM FITTING.

WM. COGAN,

15, NORTH ROYAL STREET,

Has constantly on hand a large and complete assortment of CHANDLERS, BRACKETS, HARPES, PENDENTS, STATIONARY AND PORTABLE DROP LIGHTS IN VARIETY. PORCELAINS, PHOTOGRAPH, MICA, and other SHADES, CUT, GROUND AND PLAIN GLOBES, ALSO, STEAM PIPE, GAGES, COCKS, VALVES, and everything in the Steam Fitting Line. Public Buildings and Dwellings—repaired and fitted up with the most substantial and elegant manner.

Steam Work for Factories, Mills, &c., promptly and faithfully executed; all at prices which will give satisfaction. mh 8-11

FORNEY'S CELEBRATED VIRGINIA OIL, Infallible for man or beast.

A sovereign remedy for BRUISES, CUTS, SPRAINS, BURNS, SCALDS, and RHEUMATISM.

For sale wholesale and retail by

JANNEY &amp; CO., my 7-6m Drugists, 145, King street.

MILL FOR SALE

A SUPERIOR FLOURING MILL, Just completed and in perfect running order, at Alexandria, Va., is hereby offered for sale.

This Mill is finely situated, being built on the River front, and having the advantage of a heavy draught of water at its wharf; a branch of the Loudoun and Hampshire Railroad runs directly back of the building. If not sold at private sale by the 15th inst., it will be sold at public sale, to the highest bidder, on the premises, at 2 o'clock, on that day. For information enquire on the premises, or at National Bank of the Metropolis, Washington, D. C.

TERMS CASH

J. B. HUTCHINSON, Assignee of Bowen, Bro. &amp; Co.

IN STORE AND FOR SALE.

20 bush. Prime Hominy.

20 " Navy Beans.

50 " Maine Carter and Peach Blow Potatoes.

1 bbl. Silver Skin Onions.

50 bush. Dried Apples.

50 lbs. Lard and Butter.

20 dozen Eggs.

Hake, Cod Fish, Alewives.

Herring, Potomac Herring and Mackerel. (je 24-11) P. G. SWAINE.

ROBERT J. WASHINGTON,

ATTORNEY AT LAW.

Office—At the residence of his father, Lawrence Washington, esq., near Oak Grove, Westmore land county, Va.

Will attend the Circuit and County Courts of Westmoreland, King George, and Richmond counties.

Particular attention paid to claims, and all business with the government will be attended to with promptness and dispatch. Oak Grove, West. co., Va. je 7-11

86 E. S. FLEMING, 86

WATCHMAKER AND JEWELER, 86, KING STREET, ALEXANDRIA.

Has on hand a large and well selected stock of goods in his line, which he will dispose of at the lowest prices. Repairing done carefully, and with dispatch, and all work warranted.

I have secured the services of an experienced and reliable JEWELLER, and can have all work done in the most expeditious and satisfactory manner. ap 23-11

ICE!! ICE!! ICE!!!

Having perfected arrangements with responsible gentlemen at Gardner, Maine, for furnishing me regularly with excellent

NORTHERN ICE, I am now prepared to supply the citizens of Alexandria daily with such quantities as they may desire. Hotels and Restaurants supplied upon as favorable terms as can be obtained in the city. Orders left at the Drug Store of W. L. Milburn &amp; Bro., corner of King and Washington streets, will be promptly filled. ap 4-11 E. C. ATWELL.

JUST RECEIVED—

Our second supply of NEW STYLE DRESS GOODS, LACE SILK MANTILLAS, Parasols, Sun Umbrellas, Gloves, Hosiery, Linens, &amp;c., &amp;c., making our assortment very complete.

ROBERT L. WOOD, No. 170 King street, one door below my 14-11 Washington street.

COLLECTOR'S OFFICE, U. S. INT. REV., SEVENTH DISTRICT, VIRGINIA, ALEXANDRIA, July 2nd, 1865.

THE LIST OF ANNUAL TAXES FOR 1866, assessed under the U. S. Internal Revenue Laws for the city and county of Alexandria, will become due on the 21st inst., and must be paid during the last ten days of July, at No. 95, Prince street. A ten per cent penalty attaches on the 1st of August. T. L. SANBORN, je 2-11 Collector 7th District Virginia.

REMOVED.

I have removed to NO. 112, KING STREET, next door to the Marshall House, where I shall remain until my new store is completed, and will during the time close out my entire stock of BOOTS AND SHOES AT COST. J. ROSENTHAL, je 3-11

H. COLLINS &amp; CO.,

IRON &amp; BRASS FOUNDERS, Cor. Royal and Wilkes sts. Alexandria, Va. (E. S. Jamieson's old stand.)

Are prepared to execute orders for CASTINGS, of every description.

Country orders solicited, and promptly attended to. je 25-6m

RECEIVED THIS DAY—

Fresh Butter and Eggs, New Cheese, Sugar-cured Ham—small size.

Smoked Beef, Fresh Macaroni, Vermicelli, Flavouring Ex. Facts, Pickles, Fancy Crackers and Biscuits.

je 22-11 J. GRIGG, 169, King street.

COAL!! COAL!!

WOOD AND COAL on hand. Two cargoes Lyken's Valley, Red Ash, Egg Size and White Ash, Store. We will sell at a small profit, sent in your orders. Thankful for past favors, we continue to solicit your custom. Royal street, between Prince and Duke streets.

Alexandria Coal Company, je 27-11 A. S. PERKINS, Agent.

FLOUR—25 bbls. Welch's Extra Flour, (Georgetown inspection) for sale by J. C. MILBURN, Opposite the Market. je 22-11

PAINTS—A full supply of Paints of all kinds both dry and ground—in oil, just received and for sale by HENRY COOK, je 21-11 89 King St., Alexandria, Va.

DUTHCH'S FLY PAPER, a safe, certain and speedy destroyer of house flies, for sale wholesale and retail by HENRY COOK, je 25-11 89 and 224 King street.

## Court Notices.

VIRGINIA.—At rules held in the Clerk's office of the County Court of Fairfax county, on the 4th day of June, 1866, Peter Hughes, plaintiff against A. Snell, M. Goodwin and J. B. Oliver, late trustees of the firm of A. V. Snell & Co., David Broughton and George W. Johnson, defendants—in chancery and on attachment.

The object of this suit is to recover from the defendants the sum of one hundred and sixty-four dollars, with interest from the 24th day of October, 1865, till paid.

The defendants, A. V. Snell, M. Goodwin and J. B. Oliver, partners, &c., not having entered their appearance and given security according to the act of Assembly and the rules of this Court, and it appearing by affidavit that the said defendants appear here within one month after due publication of this order, and do what is necessary to protect their interest in this suit; and that a copy of this order be forthwith inserted in the Alexandria Gazette, a newspaper published in the city of Alexandria, once a week for four successive weeks, and posted at the front door of the Court-house of this county. A copy test.

J. TACRY, Clerk. A. &amp; C. E. STUART, P. Q. je 5-11aw4w

VIRGINIA.—At rules held in the Clerk's office of the County Court of Fairfax county, on the 2nd day of July, 1866, Mary King, plaintiff, against John R. Wooster, defendant—in chancery.

The object of this suit is to obtain from the defendant an assignment of dower in certain premises in Alexandria, on Prince st., between Union and Water streets.

The defendant, John R. Wooster, not having entered his appearance and given security according to the act of Assembly and the rules of this Court, and it appearing by affidavit that he is not a resident of this State, it is ordered that the said defendant appear here within one month after the publication of this order, and do what is necessary to protect his interest in this suit; and that a copy of this order be forthwith inserted in the Alexandria Gazette, a newspaper published in the city of Alexandria, once a week for four successive weeks, and posted at the front door of the Court House of this county. A copy test.

J. TACRY, Clerk. W. ARTHUR TAYLOR, P. Q. je 12-11aw4w

VIRGINIA, to wit:—In the County Court of Fairfax county, July Rules, 1866, John J. Worthington, vs. Lewis Jamieson—in case.

Mem:—The object of this suit is to attach in the hands